



General Assembly

February Session, 2004

**Amendment**

LCO No. 4339

**\*HB0551904339HDO\***

Offered by:  
REP. MCCLUSKEY, 20<sup>th</sup> Dist.

To: Subst. House Bill No. 5519

File No. 662

Cal. No. 221

**"AN ACT CONCERNING FIREFIGHTERS."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective October 1, 2004*) Notwithstanding any  
4 provision of chapter 568 of the general statutes or any other general  
5 statute, charter, special act or ordinance, for the purpose of  
6 adjudication of claims for the payment of benefits under the provisions  
7 of said chapter 568 and the contributory or noncontributory retirement  
8 systems of any municipality or the state, any uniformed member of a  
9 paid municipal fire department or any regular member of a volunteer  
10 fire department who contracts cancer which results in the temporary  
11 or permanent, total or partial disability or death of such member shall  
12 be conclusively presumed to have suffered a personal injury which  
13 arose out of and in the course of such member's employment, and  
14 which was suffered in the line of duty and within the scope of such  
15 member's employment, provided such member: (1) Has been  
16 diagnosed as having contracted cancer which arose out of and in the

17 course of such member's employment, and (2) successfully passed a  
18 physical examination on entry into such service, which examination  
19 failed to reveal any evidence of such cancer. If passage of such  
20 examination was, at the time of such member's employment, required  
21 for such employment, no record of such examination shall be required  
22 as evidence in the maintenance of a claim under this section, or under  
23 such contributory or noncontributory retirement systems and under  
24 said chapter 568. For purposes of this section, "municipality" means  
25 any town, city, borough, fire district or other municipal corporation or  
26 taxing district which provides fire protection to its inhabitants."